

**ONE HUNDRED AND FIRST LEGISLATIVE DAY  
WEDNESDAY, APRIL 16, 2003**

House of Representatives

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed 68 members present.  
Absent and excused -- Bell, Meyer. Total -- 2.  
Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Katie Cox, Page.

**Approval of Journal**

April 16, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the One Hundredth Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

There being no objection, the House advanced to the Fifth Order of Business.

**Report of Standing Committees**

April 16, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **H 418**, **H 419**, **H 420**, and **H 421**.

FIELD(18), Chairman

**H 421** was referred to the Revenue and Taxation Committee.

**H 418**, **H 419**, and **H 420** was filed for second reading.

April 15, 2003

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **S 1148**, as amended, and recommend that it do pass.

BLACK, Chairman

**S 1148**, as amended, was filed for second reading.

Mrs. Crow asked unanimous consent that **H 406**, as amended, be returned to the Revenue and Taxation Committee. There being no objection, it was so ordered.

There being no objection, the House advanced to the Seventh

Order of Business.

**Motions, Memorials, and Resolutions**

**HOUSE CONCURRENT RESOLUTION NO. 31**

**BY WAYS AND MEANS COMMITTEE**

**A CONCURRENT RESOLUTION**

STATING FINDINGS OF THE LEGISLATURE AND SUPPORTING A REVIEW OF OUR HIGHER EDUCATION SYSTEM BY THE MEMBERS OF THE IDAHO STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, there are in the state of Idaho excellent institutions of higher education including universities, state colleges, community colleges, and technical schools; and

WHEREAS, it is in the best interests of the citizens of the state that the educational system be governed in the most efficient manner; and

WHEREAS, policies and procedures could be developed to provide a greater degree of convergence in the goals, programs, courses offered and credit transferability at the several existing institutions; and

WHEREAS, the Legislature has in the past considered some of these approaches and would like to take the opportunity to give further study to them with the intention of implementing a more expeditious system at the earliest opportunity; and

WHEREAS, the State Board of Education has recently undertaken a complete review of our higher education system to maximize efficiencies and avoid duplications through the coordination of program offerings and service delivery; and

WHEREAS, if cost savings could be realized through reorganization of the governance structure it would be an additional advantage of a closer cooperative structure.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Fifty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that we support the review of our higher education system recently undertaken by the State Board of Education and the Board of Regents of the University of Idaho and instruct the Board to report their findings and proposed actions to the Legislature during the Second Regular Session of the Fifty-seventh Idaho Legislature.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Resolution to the members of the State Board of Education and the Board of Regents of the University of Idaho.

**HOUSE JOINT MEMORIAL NO. 12**

**BY WAYS AND MEANS COMMITTEE**

**A JOINT MEMORIAL**

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED, AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Fifty-seventh Idaho Legislature, do hereby respectfully represent that:

WHEREAS, the United States Departments of Agriculture and Interior estimate that nationwide, 190,000,000 acres of federally owned forest land face a forest health and wildfire risk crisis situation; and

WHEREAS, in the summer of 2000, 1,400,000 acres of forest lands were burned by wildfire with another 8,600,000 acres at risk due to insects, disease and fire in Idaho's National Forests; and

WHEREAS, in a June 2002 report entitled "The Process Predicament," the United States Department of Agriculture's U.S. Forest Service cited itself as "...so busy meeting procedural requirements...that (the agency) has trouble fulfilling its historic mission: to sustain the health, diversity and productivity of the nation's forests and grasslands to meet the needs of present and future generations."; and

WHEREAS, the inability to promptly and efficiently implement forest management projects due to environmental activists' lawsuits has contributed to wildfire risks and the spread of insect and disease epidemics in Idaho's National Forests; and

WHEREAS, the United States Departments of Agriculture and Interior have proposed the Healthy Forests Initiative, which includes several proposals to streamline and improve analysis, decision making and implementation of federal land management projects and programs; and

WHEREAS, these initiatives include categorical exclusions to accelerate unexpected and imperative fuels, fire rehabilitation and small timber sale projects; reforming the administrative appeals process; and revising the regulations for forest planning; and

WHEREAS, the citizens of Idaho would benefit from increased levels of forest management that would help reduce the risks of wildfires and insect epidemics in the National Forests in Idaho.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Fifty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Idaho Legislature supports the Healthy Forests Initiative and its individual proposals and that we respectfully request the entire United States Congress to fully support the Healthy Forests Initiative and its individual proposals.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the President of the Senate and the Speaker of the House of Representatives of Congress, and the congressional delegation representing the State of Idaho in the Congress of the United States.

**HCR 31** and **HJM 12** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

**Introduction, First Reading, and Reference  
of Bills and Joint Resolutions**

**HOUSE BILL NO. 422**

**BY APPROPRIATIONS COMMITTEE**

**AN ACT**

APPROPRIATING MONEYS FOR THE IDAHO EDUCATIONAL PUBLIC BROADCASTING SYSTEM FOR FISCAL YEAR 2004; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND EXPRESSING LEGISLATIVE INTENT WITH REGARD TO DIGITAL BROADCASTING UPGRADES.

**H 422** was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House advanced to the Tenth Order of Business.

**Second Reading of Bills and Joint Resolutions**

**H 409, H 410, H 411, H 412, H 413, and H 414**, by Appropriations Committee, were read the second time by title and filed for third reading.

**H 374**, as amended in the Senate, and **H 403**, as amended, by Ways and Means Committee, were read the second time by title and filed for third reading.

**H 320**, as amended, by Education Committee, was read the second time by title and filed for third reading.

There being no objection, the House returned to the Fourth Order of Business.

**Consideration of Messages from the  
Governor and the Senate**

OFFICE OF THE GOVERNOR  
Boise

April 15, 2003

The Honorable Bruce Newcomb  
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House Bills, to wit:

**H 44, H 279, H 283**, as amended, **H 284, H 367, H 385**, and **H 387**

/s/  
Very truly yours,  
DIRK A. KEMPTHORNE  
Governor

April 15, 2003

Mr. Speaker:

I return herewith enrolled **H 365** and **H 376** which have been signed by the President.

WOOD, Secretary

Enrolled **H 365** and **H 376** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

April 16, 2003

Mr. Speaker:

I return herewith enrolled **H 294** which has been signed by the President.

WOOD, Secretary

Enrolled **H 294** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

April 15, 2003

Mr. Speaker:

I return herewith **H 394** which has passed the Senate.

WOOD, Secretary

**H 394** was referred to the Judiciary, Rules, and Administration Committee for enrolling.

April 15, 2003

Mr. Speaker:

I return herewith **H 400**, as amended in the Senate, which has passed the Senate.

WOOD, Secretary

**H 400**, as amended in the Senate, was ordered held at the Desk.

There being no objection, the House advanced to the Eleventh Order of Business.

### **Third Reading of Bills and Joint Resolutions**

Mr. Denney asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one Legislative Day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

### **Adjournment**

Mr. Denney moved that the House adjourn until 10 a.m., Thursday, April 17, 2003. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:20 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk